

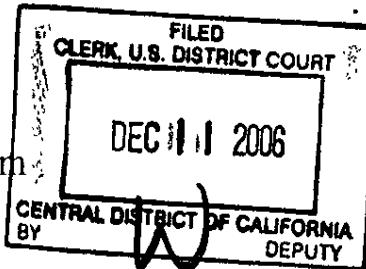
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 15 Attorneys for Defendant
 TECHRADIUM, INC.



16
 17 THE NTI GROUP, INC., a Delaware
 corporation,

18 Plaintiff,

19 v.

20 TECHRADIUM, INC., a Texas corporation,

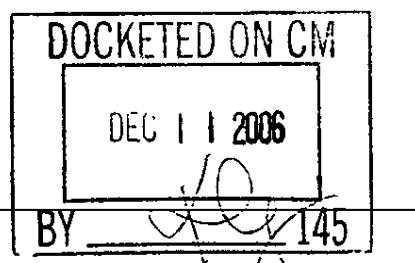
21 Defendant.

22 Case No.: CV 06-3683 (RCx)

23 **STIPULATED REQUEST FOR
 CONTINUATION OF TRIAL DATE
 AND [PROPOSED] ORDER
 THEREON** **DENYING**
 24 **stipulation**

25 [Declaration of Scott A.M. Chambers,
 26 Ph.D. Filed Concurrently Herewith]

27 Filing Date: June 13, 2006
 Trial Date: March 20, 2007
 Pre-Trial
 Conference Date: February 26, 2007
 Discovery
 Cut-Off: February 5, 2007



1 Lead counsel for defendant TechRadium, Inc. ("Defendant") is lead
2 counsel for two other federal matters scheduled for trial in March 2007 and May 2007.
3 The nature of these proceedings are set forth in detail in the attached declaration of
4 Scott A.M. Chambers, Ph.D., along with the accompanying trial scheduling orders.
5 As a result, TechRadium is seeking a 120 day continuance of the March 20, 2007 trial
6 date and related dates in this matter recently set by the Court (the Court's scheduling
7 order is attached as Exhibit 1 hereto). TechRadium has consulted with opposing
8 counsel and confirmed that plaintiff The NTI Group, Inc. does not oppose, and will
9 stipulate to, such a continuance. TechRadium therefore respectfully requests that the
10 Court continue the trial and related dates in this matter to the dates set forth below, or
11 to the earliest convenient dates for the Court that would allow for a trial after July 1,
12 2007. Counsel are prepared to appear before the Court in support of this request at the
13 Court's convenience should the Court deem it necessary.

14 THEREFORE, IT IS HEREBY STIPULATED BY AND BETWEEN
15 THE PARTIES, SUBJECT TO COURT APPROVAL, AS FOLLOWS:

16 The current trial and related dates in this case shall be continued
17 approximately 120 days, as follows:

	<u>CURRENT</u>	<u>CONTINUED</u>
a) Discovery Cut-Off	2/5/07	6/1/07
b) Memorandum of Fact and Law; Witness and Exhibits Lists	2/5/07	6/1/07
c) Pretrial Conference Order	2/20/07	6/18/07
///		
///		

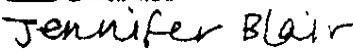
		<u>CURRENT</u>	<u>CONTINUED</u>
1	d)	Pratril Conference	2/26/07
2	e)	Trial Date	3/20/07
3			7/17/07

SCANNED

6 DATED: December 6, 2006 MARCUS A. McDANIEL
7 JENNIFER BLAIR
8 PATRICIA A. YOUNG
9 LATHAM & WATKINS

 Marcus A. McDaniel

10 Attorneys for Plaintiff
11 THE NTI GROUP, INC.

 Jennifer Blair

12 DATED: December 5, 2006 MICHAEL J. HARTLEY
13 J. CHRIS SWEENEY
14 WESTON BENSHOOF ROCHEFORT
15 RUBALCAVA MacCUISH LLP

 Michael J. Hartley

16 Attorneys for Defendant
17 TECHRADIUM, INC.

18
19 [PROPOSED] ORDER

20 IT IS SO ORDERED.

21 **DENIED**

22 DATED: _____
23
24 HONORABLE MANUEL L. REAL
25 UNITED STATES DISTRICT COURT
26 JUDGE

		<u>CURRENT</u>	<u>CONTINUED</u>
d)	Pretrial Conference	2/26/07	6/26/07
e)	Trial Date	3/20/07	7/17/07

DATED: December 5, 2006

MARCUS A. McDANIEL
JENNIFER BLAIR
PATRICIA A. YOUNG
LATHAM & WATKINS

Marcus A. McDaniel
Attorneys for Plaintiff
THE NTI GROUP, INC.

DATED: December 5, 2006

**MICHAEL J. HARTLEY
J. CHRIS SWEENEY
WESTON BENSHOOF ROCHEFORT
RUBALCAVA MacCUISH LLP**



Michael J. Hartley
Attorneys for Defendant
TECHRADIUM, INC.

[PROPOSED] ORDER

IT IS SO ORDERED.

DATED:

HONORABLE MANUEL L. REAL
UNITED STATES DISTRICT COURT
JUDGE

UNITED STATES DISTRICT COURT
CENTRAL DISTRICT OF CALIFORNIA

Psend

SCANNED
BY FAXCIVIL MINUTES -- GENERAL

Case No. CV-06-3683-R

Date: NOV. 8, 2006

Title: NTI GROUP INC -V- TECHRADIUM INC

PRESENT: HONORABLE MANUEL L. REAL, JUDGE

William Horrell
Courtroom DeputyNone Present
Court Reporter

ATTORNEYS PRESENT FOR PLAINTIFFS: ATTORNEYS PRESENT FOR DEFENDANTS:

None

None

PROCEEDINGS: ORDER (IN CHAMBERS) SETTING PRE-TRIAL & TRIAL DATES

COUNSEL ARE NOTIFIED that this action is hereby placed on calendar for FINAL PRE-TRIAL CONFERENCE on FEBRUARY 26, 2007 AT 11:00 A.M.**Memoranda of Contentions of Fact and Law, Exhibit Lists and Witness Lists shall be filed and served on or before FEBRUARY 5, 2007, which date will also serve as the discovery cut-off date in this action. There is no Motion Cut-Off Date set.****PRE-TRIAL CONFERENCE ORDER shall be lodged with this Court on or before FEBRUARY 20, 2007.****JURY TRIAL DATE is set as MARCH 20, 2007 AT 9:00 A.M.****IT IS SO ORDERED.**

cc: counsel of record (by optical scanning)

DOCKETED ON CM	
NOV - 8 2006	
BY	145

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MINUTES FORM 11
CIVIL -- GEN

Initials of Deputy Clerk

WH

PROOF OF SERVICE

1 I, Yolanda S. Ramos, declare:

2 I am employed in the County of Los Angeles, State of California. I am
3 over the age of 18 and not a party to the within action. My business address is
4 Weston, Benshoof, Rochefort, Rubalcava & MacCuish LLP, 333 South Hope Street,
5 Sixteenth Floor, Los Angeles, CA 90071. I am over the age of eighteen years and not
a party to the action in which this service is made.

6 On December 6, 2006, I served the document(s) described as
7 **STIPULATED REQUEST FOR CONTINUATION OF TRIAL DATE AND**
[PROPOSED] ORDER THEREON on the interested parties in this action by
enclosing the document(s) in a sealed envelope addressed as follows:

8 *SEE ATTACHED SERVICE LIST

9 BY MAIL: I am "readily familiar" with this firm's practice for the collection
10 and the processing of correspondence for mailing with the United States Postal
11 Service. In the ordinary course of business, the correspondence would be
12 deposited with the United States Postal Service at 333 South Hope Street, Los
13 Angeles, California 90071 with postage thereon fully prepaid the same day on
14 which the correspondence was placed for collection and mailing at the firm.
Following ordinary business practices, I placed for collection and mailing with
the United States Postal Service such envelope at Weston, Benshoof, Rochefort,
Rubalcava & MacCuish LLP, 333 South Hope Street, Los Angeles, California
90071.

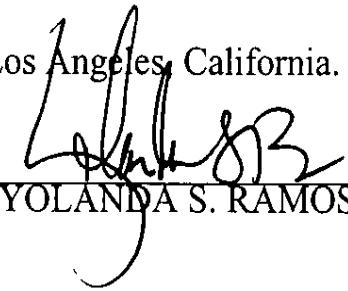
15 BY FEDERAL EXPRESS UPS NEXT DAY AIR OVERNIGHT
16 DELIVERY: I deposited such envelope in a facility regularly maintained by FEDERAL
17 EXPRESS UPS Overnight Delivery [specify name of
18 service:] with delivery fees fully provided for or delivered the envelope to a
courier or driver of FEDERAL EXPRESS UPS OVERNIGHT
DELIVERY [specify name of service:] authorized to receive documents at
Weston, Benshoof, Rochefort, Rubalcava & MacCuish LLP, 333 South Hope
Street, Los Angeles, California 90071 with delivery fees fully provided for.

19 BY FACSIMILE: I telecopied a copy of said document(s) to the following
20 addressee(s) at the following number(s) in accordance with the written
21 confirmation of counsel in this action.

22 [State] I declare under penalty of perjury under the laws of the State of
23 California that the above is true and correct.

24 [Federal] I declare under penalty of perjury that the foregoing is true and
correct.

25 Executed on December 6, 2006, at Los Angeles, California.

26 
27 YOLANDA S. RAMOS

THE NTI GROUP, INC., etc., et al. v. TECHRADIUM, INC., etc., et al.
USDC Case No. CV 06-3683 (RCx)

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